

13146 U.S. PTO

<b>DIVISION - CONTINUATION - CONTINUATION-IN-PART APPLICATION TRANSMITTAL FORM</b>				Attorney Docket No.:  2852-G																																											
Anticipated Classification Of This Application: Class		Subclass		Prior Application: Examiner O'Hara, Eileen B.																																											
				Art Unit 1646																																											
<p>To the Commissioner for Patents:</p> <p>This is a request for filing a <input checked="" type="checkbox"/> continuation <input type="checkbox"/> divisional <input type="checkbox"/> continuation-in-part application, under 37 CFR 1.53(b), of pending prior application Serial No. <u>09/865,363</u> filed on <u>May 25, 2001</u>, of <u>DIRK M. ANDERSON</u> for <u>KITS FOR DETECTING RANKL PROTEINS OR NUCLEIC ACIDS</u></p> <p><b>For CONTINUATION or DIVISIONAL APPLNs only:</b> The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1b, below, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p> <p>1. <input checked="" type="checkbox"/> Transmitted herewith are: <input checked="" type="checkbox"/> <u>35</u> pages of specification, <u>28</u> pages of Sequence Listing, <u>2</u> pages of claim(s), and 1 page of abstract, <b>totaling</b> <u>66</u> pages. <input checked="" type="checkbox"/> <u>2</u> sheet(s) of formal drawings. <input type="checkbox"/> _____ pages of Oath or Declaration by the applicant(s): <input type="checkbox"/> a. Newly executed (original or copy) <input type="checkbox"/> b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional applns. only) <input checked="" type="checkbox"/> <u>1</u> page Sequence Statement Under 37 CFR § 1.821(e).</p> <p>2. <input checked="" type="checkbox"/> The filing fee is calculated below:</p>																																															
<table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>For</th><th>Number Filed</th><th></th><th>Number Extra</th><th></th><th>Rate</th><th>Fee</th></tr></thead><tbody><tr><td>Total Claims</td><td>12</td><td>- 20 =</td><td>0</td><td>x</td><td>\$18.00 =</td><td>\$ 0.00</td></tr><tr><td>Independent Claims</td><td>4</td><td>- 3 =</td><td>1</td><td>x</td><td>\$86.00 =</td><td>86.00</td></tr><tr><td>Multiple Dependent Claims</td><td>0</td><td></td><td></td><td>+</td><td>\$290.00 =</td><td>0.00</td></tr><tr><td colspan="5">Basic Fee</td><td>\$770.00 =</td><td>770.00</td></tr><tr><td colspan="5"></td><td><b>Total Filing Fee</b></td><td><b>\$ 856.00</b></td></tr></tbody></table>						For	Number Filed		Number Extra		Rate	Fee	Total Claims	12	- 20 =	0	x	\$18.00 =	\$ 0.00	Independent Claims	4	- 3 =	1	x	\$86.00 =	86.00	Multiple Dependent Claims	0			+	\$290.00 =	0.00	Basic Fee					\$770.00 =	770.00						<b>Total Filing Fee</b>	<b>\$ 856.00</b>
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<p>3. <input checked="" type="checkbox"/> Please charge Deposit Account No. 09-0089, in the name of Immunex Corporation, in the amount of <u>\$ 856.00</u>. An original and one copy are enclosed.</p> <p>4. <input checked="" type="checkbox"/> Throughout the prosecution of this application, if any extension of time is necessary, please consider this a request therefor.</p> <p>5. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional filing fees which may be required by the accompanying application, any additional fees which may be required during pendency of this application as required by 37 CFR 1.16 or 1.17, or credit any overpayment to Deposit Account No. 09-0089 throughout the prosecution of this application.</p> <p>6. <input type="checkbox"/> Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)</p>																																															

**EXPRESS MAIL CERTIFICATE**

\*Express Mail® mail labeling number: EV 438630231 US

Date of Deposit:

MARCH 16, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Printed Name Brooks Stanfield

Box 1450, Alexandria, VA 22313-1450.

  
Signature

7. ☐ Preliminarily, please amend the specification by inserting before the first line the following:

--This application is a ☐ continuation ☐ division of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, which is/are hereby incorporated by reference.--

8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of base issue fee.)

8a. ☐ New formal drawings are enclosed.

9. ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ (country) is claimed under 35 USC 119.

9a. ☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed \_\_\_\_\_

10. ☒ The prior application is assigned of record to Immunex Corporation

11. ☒ A preliminary statement is enclosed (2 pages).

12. ☐ Also enclosed \_\_\_\_\_

13. ☐ Other: \_\_\_\_\_

14. ☒ The power of attorney in the prior application is to:  
Immunex Corporation

a. ☒ The power appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Address all future communications to  
Diana K. Sheiness  
at the address below.

Signator: ☐ Assignee of complete interest

☒ Attorney or agent of record

*Diana K. Sheiness*

Diana K. Sheiness  
Attorney/Agent for Applicant  
Registration No. 35,356  
Phone: (206) 265-4818  
Date: March 16, 2004

Please send all future correspondence to:

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Law Department  
1201 Amgen Court West  
Seattle, WA 98119-3105  
(206) 265-7000

**22932**

PATENT TRADEMARK OFFICE